

Shelby Dan Tuszynski

20047-068

F.C.I. - McKean

P.O. Box 8000

Bradford, Pa. 16701

'06 JAN 30 10:52

26 January 2006

CLERK
U.S. DISTRICT COURT

Clerk

U.S. District Court

P.O. Box 1820

Erie, Pa. 16507

'06 JAN 30 10:19

RE: United States v. Tuszynski,
Criminal Docket Number: 01-00016-004 - ERIECLERK
U.S. DISTRICT COURT

** Clarification of Order of "Restitution." **

MEMORANDUM LETTER / MOTION

Comes Now, Defendant Shelby Dan Tuszynski, who is proceeding pro se in the present motion seeking an order clarifying this Court's Order for restitution in the above named criminal case.

The Defendant is currently incarcerated at F.C.I. - McKean for service of his sentence. Staff at the Defendant's place of incarceration are interpreting this Court's Order for Restitution incorrectly. The Defendant seeks an Order clarifying the Restitution Order where the B.O.P. is attempting to collect money which the Court ordered to be paid directly to the victim.

Secondly, the B.O.P. is also interpreting the Court's Judgment for payment to be made immediately, when the Court implemented as a condition of supervised release, the Defendant's right to pay any unpaid portion of the restitution upon his release. The Court never specified that restitution was to be paid immediately. See Judgment at pages 3 and 5.

WHEREFORE, the Defendant requests an ORDER from the Court clarifying the disputed aspects of its previous Order and Judgment.

Respectfully Submitted,
Shelby D. Tuszynski
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